

**IN THE HIGH COURT OF UTTARANCHAL AT
NAINITAL.**

Writ Petition No. 1062 (S/S) of 2006

Satyapal Singh Rawat,
Son of late Sri Govind Singh Rawat
Member, Committee of Management,
Janta Inter College, Chamkotkhal,
Post Office – Chamkotkhal, Via Birgukhal,
District – Pauri Garhwal. **.....Petitioner**

Versus

1. District Education Officer, Pauri Garhwal.
2. Rajpal Singh Negi, Committee of Management Manager,
Janta Inter College, Chamkotkhal, Post Office –
Chamkotkhal, Via Birgukhal, District – Pauri Garhwal.
3. Sohan Lal Kandpal, Committee, of Management
Manager, Janta, Inter College, Chamkotkhal, Post Office –
Chamkotkhal, Via Birgukhal, District – Pauri Garhwal.
.....Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri S.K. Posti, learned counsel for the petitioner
and Sri Paresh Tripathi, learned counsel for State of Uttaranchal
on behalf of respondent no.1.

Learned counsel for both the parties are agree to decide
the writ petition at its admission stage itself.

By means of this writ petition, the petitioner has prayed
for the following reliefs:

- (a) *issue a writ, order or direction in the nature of Certiorari
calling the record of the case and quashing the
advertisement dated 31.01.2006 and consequently,
selection made in pursuance of the advertisement.*

- (b) *issue a writ, order or direction in the nature of Mandamus directing the respondent no. 1 not to give approval to the selected candidates in pursuance of the advertisement dated 31.1.2006*
- (c) *issue a writ, order or direction in the nature of Mandamus directing the respondent no. 1 to inquire into the matter and decide the grievances made by the petitioner;*
- (d) *issue any suitable order or direction, which this Hon'ble Court may deem fit and proper in the circumstances of the case.*
- (e) *award the cost of the writ petition to the petitioner.*

Learned counsel for the petitioner does not want to press relief "a" of the prayer clause.

Permission granted.

Learned counsel for the petitioner has submitted that an advertisement dated 31.01.2006 has been issued by the respondent nos. 2 and 3 inviting applications for the post of Lectures and Assistant Teachers (LT Grade) in the Institution and in pursuance to that advertisement dated 31.01.2006 respondent nos. 2 and 3 are going to make appointments in the Institution.

It is alleged in the petition that there are 18 members in the Committee of Management and out of 18 members 10 members have represented to the District Education Officer that there is no such resolution of the Committee of Management on the basis of which the advertisement dated

31.01.2006 has been issued and if there is any resolution to that effect that is forged resolution.

In the circumstances stated above, I direct District Education Officer, Pauri Garhwal i.e. respondent no. 1 to inquire into the matter prior to granting approval to the candidates who have been selected in pursuance to the aforesaid advertisement dated 31. 01.2006.

With this direction the writ petition is disposed of. No order as to costs.

(M.M. Ghildiyal, J)

August 03, 2006
SKSharma